

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Registration & Stamps Department – Certain allegations against Sri M.Pitchaiah, Sub Registrar, Rapur (Retired on 31.10.2009) - Disciplinary Proceedings under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 – Provisional decision to impose a penalty of withholding 5% in pension for a period of one year – Imposing the penalty of 5% cut in pension on period of one year under Rule 9 of A.P.R.P. Rules, 1980 – Orders – Issued.

REVENUE (VIG.VI) DEPARTMENT

G.O. Rt.No.1128.

Dated: 30.07.2012.

Read the following:-

- 1) From the DIG, R&S, Nellore, Charge Memo.No.A1/290/2009, dated: 29.10.2009.
- 2) From Sri M.Pitchaiah, former S.R., Rapur, Written Statement of Defence dated: nil.
- 3) From the DIG, R&S, Nellore, Charge Memo.No.A1/290/2009, dated: 15.02.2010.
- 4) From the DR (MV&A), Nellore & REO, Lr.no.20 of 2010, dated: 04.08.2010.
- 5) From the D.I.G., R & S, Nellore, Show Cause Notice No.A1/290/2009, dated: 25.01.2011.
- 6) From Sri M.Pitchaiah, former S.R., Rapur, Final Written Statement of Defence dated: nil received on 14.03.2011.
- 7) From the D.I.G., R & S, Nellore, Proceedings No.A1/290/2009, dated: 14.03.2011.
- 8) From the C&IG, A.P., Hyderabad, Lr.No.X1/4759/2011, dated: 08.06.2011.
- 9) Govt. Memo.No.23734/Vig.VI (1)/2011, dated: 03.11.2011.
- 10) From the D.I.G., R & S, Nellore, Proceedings No.A1/290/2009, dated: 20.03.2012.
- 11) Representation received from M.Pitchaiah, Sub Registrar, Rapur (Retired on 31.10.2009), dated: 13.03.2012.
- 12) Govt. Memo.No.23734/Vig.VI (1)/2011-3, dated: 20.06.2012.
- 13) From the Secretary (I/C), Lr.No.1311/RT/1/2012, dated: 09.07.2012.

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ORDER:

Basing on the internal audit reports, the following charges were framed by the Deputy Inspector General, Registration & Stamps Department, Nellore against Sri M.Pitchaiah, former Sub Registrar, Rapur, Sri Potti Sri Ramulu Nellore District vide reference 1st read above.

Charge-I:

“That he had committed a grave misconduct in as much as he has registered the Government and Assigned lands in S.No.20-20P OF Raviguntapalli of Rapur (M), Nellore District in Doc.Nos.287-289, 471-473, 504-506 of 2009 of Sub Registrar Office, Rapur by violating the Government orders / instructions”. Thus he has contravened Rule 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Charge-II:

“That he had committed a grave misconduct in as much as he has registered the Doc.No.222/2008 with a deficit amount of Rs.5130-00 (stamp duty-4860 and Registration Fee-Rs.270-00) by adopting the chargeable value as Rs.708000/- without following the market value guidelines and not observing the value furnished as Rs.758380/- by the parties itemwise in Rule 3 Statement, with negligence in performing Government duty, which cause a loss to the Government and thereby he has contravened Rule 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Charge-III:

“That he had committed a grave misconduct in as much as he has registered the Government lands which were clearly furnished in his office records relating to S.No.380/1B2 of Komiipadu, S.No.6/3 of Jalalapuram & S.No.36/2, 36/3, 35 of Edula Khandrika in Doc.Nos.883/2008, 692/2008 & 882/2008 respectively by violating Government orders / instructions”. Thus he has contravened Rule 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

2. In reply to the above charges, the Charged Officer submitted his Written Statement of Defence vide reference 2nd read above. After examination of the written Statement of Defence, a regular inquiry was ordered by appointing the District Registrar (Audit), Nellore as Regular Enquiry Officer to inquire into the charges vide reference 3rd read above. In the reference 4th read above, the Regular Enquiry Officer has submitted his findings, holding that out of three items the Charge-I is partly proved, and two items in Charge-III are proved.

3. In the meanwhile the Charged Officer has been retired from service on 31.10.2009 and therefore the Deputy Inspector General, Registration & Stamps Department, Nellore has requested the Government to take further action under Andhra Pradesh Revised Pension Rules, 1980.

4. Government have examined the final written statement of defence of the Charged Officer in the light of the findings of the Regular Enquiry Officer. As the charges are proved and the Charged Officer himself has admitted the same, Government have provisionally decided to impose a penalty of withholding of 5% pension for a period of one year against Sri M.Pitchaiah, Sub Registrar (Retired) under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 and issued show cause notice to the Charged Officer calling for his representation. In reply to the Show Cause Notice, the Charged Officer has submitted his representation stating that he has registered the lands in good faith basing on the certificates issued by the Revenue Officials and he has also paid the deficit stamp duty and therefore requested to exonerate him from the charges leveled against him. Government have carefully examined the contents now raised by the Charged Officer to the Show Cause Notice and observed that the Charged Officer has not brought out any new points and the contents now raised by him in reply to the Show Cause Notice, were already raised before the Regular Enquiry Officer and after examining all these aspects the charges were held proved and no new facts have been brought out by the Charged Officer warranting reconsideration of the decision already communicated to him in the Show Cause Notice.

5. After careful examination of the matter based on the material made available, Government have decided to impose a penalty of withholding of 5% pension for a period of one year against Sri M.Pitchaiah, Sub Registrar (Retired) under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 in consultation with Andhra Pradesh Public Service Commission.

6. Government therefore order to impose a penalty of withholding of 5% pension for a period of one year against Sri M.Pitchaiah, Sub Registrar (Retired).

7. The Commissioner and Inspector General, Registration & Stamps Department, A.P., Hyderabad shall take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**M.SAHOO
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri M.Pitchaiah, Sub Registrar, Rapur (Retired on 31.10.2009).

(through D.I.G., R & S, Nellore)

The Commissioner and Inspector General,
Registration & Stamps Department, A.P., Hyderabad.

The Deputy Inspector General,
Registration & Stamps Department, Nellore,
at Near NIPPO Factory, GNT Road, Opp. SBI, Vedayapalem, Nellore.
The District Treasury Officer, Nellore.

Copy to:

The Secretary,
Andhra Pradesh Vigilance Commission, Hyderabad.

The Secretary,
Andhra Pradesh Public Service Commission, Hyderabad.

The Accountant General, A.P., Hyderabad.

P.S to the Principal Secretary to Government (R&S).

CC.

// FORWARDED :: BY ORDER //

SECTION OFFICER